

HIGH COURT OF GUJARAT AT AHMEDABAD

MISC. CIVIL APPLICATION NO.169 OF 1993.

Date of decision:13.11.1995.

For approval and signature

The Honourable Mr. Justice S.M.Soni

and

The Honourable Mr. Justice R.R. Jain

Mr. H.J. Nanavati, advocate for the petitioner.

Mr. P.M. Thakkar, advocate for the respondent.

1. Whether Reporters of Local Papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

Coram: S.M. Soni & R.R.Jain, JJ.

-----

November 13, 1995.

Oral judgment (Per Soni, J)

This court, in M.C.A.Nos.225/90, 291/90, 1022/90 and 1285/90 has held that Section 7 and 7A of the Industrial Disputes Act are pari materia and Industrial Tribunal is not a court subordinate to this court in the sense the

Contempt of Courts Act makes provision requiring the High

Court to deal with the contempt of its subordinate courts. The point involved in this petition is also covered by the aforementioned judgment. Moreover, in view of the decision of the Supreme Court in the case of the Alahar Cooperative Credit Service Society v. Sham Lal, 1995 (2) GLH, 550, this petition is not maintainable. Hence, petition is liable to be dismissed and it is hereby dismissed. Rule discharged. No costs.